

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

HECTOR RODRIGUEZ,	:	CIVIL ACTION
Plaintiff	:	
v.	:	
NANCY A. BERRYHILL,	:	
Acting Commissioner of the	:	
Social Security Administration,	:	
Defendant	:	NO. 18-4470

**ORDER**

**AND NOW**, this 2<sup>nd</sup> day of May, 2019 upon consideration of Plaintiff's Request for Review, the Commissioner's Response thereto, Plaintiff's Reply thereto, and for the reasons in today's Memorandum, it is hereby **ORDERED** that:

1. Plaintiff's Request for Review is **GRANTED**;
2. The Commissioner's final decision is **REVERSED**;
3. This case is **REMANDED** to the Commissioner so that Plaintiff's case can be decided by an ALJ that was appointed in conformity with the Appointments Clause and one that is different from the one that initially decided his case;
4. **JUDGMENT** is entered in favor of Plaintiff, Hector Rodriguez.

BY THE COURT:

/s/ Carol Sandra Moore Wells  
CAROL SANDRA MOORE WELLS  
United States Magistrate Judge